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P-8573.00

To: Examiner Nguyen
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Date: March 15, 2004

**Pages including this
cover page:** 18

Comments: RE: P-8573.00
Serial No. 09/727,461
Applicants: Marc Hendriks
Filed: December 4, 2000
Title: Medical Device and Methods of Use
Group Art: 1632

Attached please find the following documents:

- X Amendment After Final (16 pages)
- X Transmittal

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DOCKET NO.: P-8573.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
AMENDMENT TRANSMITTAL

In re Application of: Marc Hendriks
For: Medical Device and Methods of Use
Serial No.: 09/727,461
Filed: December 4, 2000

CERTIFICATE UNDER 37 CFR §1.8 I hereby certify that this Amendment and Transmittal and the paper(s), as described herein are being sent to telefacsimile No. (703) 305-7401, Art Unit 1632, Attn: Examiner Nguyen, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 15th day of March, 2004.

Signature

PAUL H. MCDOWALL

Printed Name

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

☒ AMENDMENT AFTER FINAL (16 pages)

☐ Applicant hereby petitions for one-months' extension of time. If an additional extension of time is required, please consider this petition therefor.

☐ Please charge Deposit Account No. 13-2546 in the amount of \$_____ for the one-month extension fee.

☒ Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Amendment Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

☒ Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Date

15 March '04

Paul H. McDowall, Reg. No. 34,873
Telephone: (763) 514-3351
Customer No. 27581

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Marc Hendriks

Docket: P-8573.00

Serial No.: 09/727,461

Group Art Unit: 1632

Filed: December 4, 2000

Examiner: D. T. Nguyen

Title: MEDICAL DEVICE AND METHODS OF USE

AMENDMENT AFTER FINAL

Commissioner For Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

The following is in response to the final Office Action mailed January 15, 2004 having a three-month statutory period for response set to expire on April 15, 2004. Pursuant to the Rule 8 Declaration accompanying this paper, Applicant submits this Amendment After Final in advance of the expiration of two-months from the mailing of the final Office Action.

In the Office Action claims 1, 2, 4-26, 28-50, 53, and 54 were pending, claims 7, 15-24, 31, 39-48, 53 and 54 are withdrawn from consideration, and claims 1, 2, 5, 6, 8-14, 25-30, 32-38, 49 and 50 stand rejected.

The following amendments and remarks are respectfully submitted.